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15 TESLA, INC. DBA TESLA MOTORS, INC.

16 UNITED STATES DISTRICT COURT  
17 NORTHERN DISTRICT OF CALIFORNIA

18 DEMETRIC DI-AZ, OWEN DIAZ and LAMAR  
19 PATTERSON, an individual

20 Plaintiff,

21 vs.  
22 TESLA, INC. DBA TESLA MOTORS, INC.;  
23 CITISTAFF SOLUTIONS, INC.; WEST VALLEY  
24 STAFFING GROUP; CHARTWELL STAFFING  
25 SERVICES, INC. and DOES 1-10, inclusive,

26 Defendants.

27 CASE NO.: 3:17-cv-06748-WHO

28 **REQUEST FOR JUDICIAL NOTICE IN  
SUPPORT OF DEFENDANT TESLA, INC.  
DBA TESLA MOTORS, INC.'S JOINDER  
TO CHARTWELL STAFFING SERVICES,  
INC.'S MOTION TO COMPEL  
ARBITRATION**

Date: February 21, 2018

Time: 2:00 p.m.

Location: Courtroom 2

Judge: Hon. William H. Orrick

Complaint Filed: October 16, 2017

Removal: November 22, 2017

Trial Date: None Set

1           Defendant Tesla, Inc. dba Tesla Motors, Inc. (“Tesla”) hereby respectfully requests, pursuant  
 2 to Rule 201 of the Federal Rules of Evidence, that the Court take judicial notice of the following  
 3 federal court documents on the grounds that the documents are generally known within the Court’s  
 4 territorial jurisdiction and can be accurately and readily determined from sources whose accuracy  
 5 cannot reasonably be questioned.

ATTACHMENT	DESCRIPTION
A.	Complaint for damages filed by Plaintiff Lamar Patterson in Alameda Superior Court (Dkt. #1-2).
B.	<i>Lambert v. Tesla et al.</i> , United States District Court for the Northern District of California Order Granting Motion To Compel Arbitration And Denying Motion for Partial Summary Judgment.
C.	Declaration of Jannette Van Gorkum In Support of Chartwell Staffing Services, Inc.’s Motion to Compel.
D.	Exhibit C to Van Gorkum Declaration.

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 15           Rule 201(b) of the Federal Rules of Evidence provides that a “judicially noticed fact must be  
 16 one not subject to reasonable dispute in that it is either (1) generally known within the territorial  
 17 jurisdiction of the trial court or (2) capable of accurate and ready determination by resort to sources  
 18 whose accuracy cannot reasonably be questioned.” Fed. R. Evid. 201. Federal courts routinely take  
 19 judicial notice of court filing and other matters of public record. *Reyn’s Pasta Bella, LLC v. Via*  
 20 *USA, Inc.* 442 F.3d 741, 746, n.6 (9th Cir. 2006). Accordingly, Tesla respectfully requests that the  
 21 Court take judicial notice of **Attachments A – D** hereto.

22  
 23 DATED: January 17, 2018

CONSTANGY, BROOKS, SMITH & PROPHETE,  
 LLP

24  
 25 By: /s/ Barbara I. Antonucci

26           Barbara I. Antonucci  
 27           Attorneys for Defendant  
 28           TESLA INC. DBA TESLA MOTORS,  
 INC.